

MICHAEL R. PANDULLO
Nevada Bar No. 10707
400 S. Fourth St. – Suite 500
Las Vegas, Nevada 89101
Telephone: (702) 580-4936
Fax: (702) 405-0826
Email: michael.pandullo@gmail.com
Attorney for Defendant Curtis Pope

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CURTIS POPE,

Defendant.

Case No. 2:16-CR-070-GMN-VCF

**STIPULATION TO CONTINUE
SENTENCING DATE**

(Second Request)

IT IS HEREBY STIPULATED AND AGREED, by and between DAYLE ELIESON, United States Attorney, and DANIEL R. SCHIESS, Assistant United States Attorney, counsel for Plaintiff the United States of America, and MICHAEL R. PANDULLO, ESQ., counsel for Defendant CURTIS POPE, that the sentencing currently scheduled for January 19, 2018, at the hour of 8:00 a.m., be vacated and reset to a date and time convenient to this Court, but in no case any sooner than forty five (45) days.

This Stipulation is entered into for the following reasons:

1. Defense counsel needs additional time to gather and submit letters of support.
2. Defendant has supporters who would like to attend his sentencing hearing, but they are unable to attend the sentencing that is currently set for January 19, 2018.
3. Defendant is not in custody and does not object to this continuance.

1 4. Counsel has spoken to Assistant United States Attorney Daniel Schiess and he has
2 no opposition to the continuance.

3 5. The additional time requested herein is not sought for purposes of delay, but merely
4 to allow counsel for Defendant sufficient time within which to effectively and
5 thoroughly prepare for the sentencing hearing.

6 6. Additionally, denial of this request could result in a miscarriage of justice.

7 7. This is the second request to continue this sentencing hearing.

8
9 DATED this 17th day of January, 2018.

10 BY:

11 MICHAEL R. PANDULLO, ESQ.

DAYLE ELIESON
UNITED STATES ATTORNEY

DANIEL R. SCHIESS
ASSISTANT UNITED STATES ATTORNEY

12
13
14 /s/ Michael R. Pandullo

/s/ Daniel R. Schiess

15 _____
MICHAEL R. PANDULLO, ESQ.
16 *Attorney for Defendant Curtis Pope*

_____ DANIEL R. SCHIESS
17 *Attorney for the United States*

MICHAEL R. PANDULLO
Nevada Bar No. 10707
400 S. Fourth St. – Suite 500
Las Vegas, Nevada 89101
Telephone: (702) 580-4936
Fax: (702) 405-0826
Email: michael.pandullo@gmail.com
Attorney for Defendant Curtis Pope

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CURTIS POPE,

Defendant.

Case No. 2:16-CR-070-GMN-VCF

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER**

(Second Request)

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Defense counsel needs additional time to gather and submit letters of support.
2. Defendant has supporters who would like to attend his sentencing hearing, but they are unable to attend the sentencing that is currently set for January 19, 2018.
3. Defendant is not in custody and does not object to this continuance.
4. Counsel has spoken to Assistant United States Attorney Daniel Schiess and he has no opposition to the continuance.

1 5. The additional time requested herein is not sought for purposes of delay, but merely
2 to allow counsel for Defendant sufficient time within which to effectively and
3 thoroughly prepare for the sentencing hearing.

4 6. Additionally, denial of this request could result in a miscarriage of justice.

5 7. This is the second request to continue this sentencing hearing.

6 **CONCLUSIONS OF LAW**

7 The ends of justice served by granting said continuance outweigh the best interest of the
8 public and the defendant in a speedy trial, since the failure to grant said continuance would be
9 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the
10 opportunity within which to be able to effectively and thoroughly prepare for trial taking into
11 account the exercise of due diligence.

12 The additional time requested by this Stipulation is excludable in computing the time
13 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
14 States Code Sections 3161(h)(1)(A), 361(h)(7) and Title 18, United States Code, Sections
15 3161(h)(8)(B) and 3161(h)(8)(B)(iv).

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

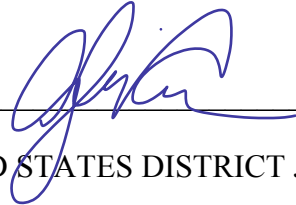
23 ///

24 ///

ORDER

IT IS HEREBY ORDERED that sentencing currently scheduled for January 19, 2018, at the hour of 8:00 a.m., be vacated and continued to the 9th day of March, 2018, at the hour of 10:00 a.m. in Courtroom 7C.

DATED this 18 day of January, 2018.


UNITED STATES DISTRICT JUDGE

Submitted by:

/s/ Michael R. Pandullo

MICHAEL R. PANDULLO, ESQ.
Attorney for Defendant Curtis Pope